

#12/1R

Patent Application
Attorney Docket No. PC9979ADAM

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Hon. Commissioner for Patents, Washington, D.C. 20231 on this 29th day of April, 2003.

By

Janice Denison
(Signature of person mailing)
Janice Denison
(Typed or printed name of person)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: **Katsuhiko Shinjo, et al.**

APPLICATION NO.: **09/870,090**

: Examiner: **Ulm, John D.**

FILING DATE: **05/30/2001**

: Group Art Unit: **1646**

TITLE: **HUMAN VANILLOID RECEPTOR-LIKE
PROTEINS**

Hon. Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed January 24, 2003 regarding the election of claims, Applicants elect claim set 1, with traverse.

The Commissioner is hereby authorized to charge any additional fees required, or to credit any overpayment, to Deposit Account No. 16-1445.

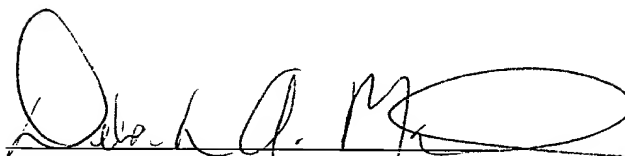
Applicants note that the polypeptide of VRL-2b (SEQ ID NO: 4) is an N-terminal truncated version of VRL-2a (SEQ ID NO: 2). While the overall nucleotide similarities between the two coding sequences for these polypeptides have 69.5 % similarity, the nucleotide sequences downstream of position 937 of the VRL-2a coding sequence (SEQ ID NO: 1) and position 88 of the VRL-2b (SEQ ID NO: 1) are completely the same. Accordingly, the polypeptides of claim set 1 (related to SEQ ID NO: 2) and claim set 2 (related to SEQ ID NO: 4) do indeed share a common technical feature. Therefore, Applicants request that the subject matter of claim set 2 be considered within the current application along with the subject matter of claim set 1.

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Respectfully submitted,

Date: April 29th, 2003

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1646



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Attorney Docket No. PC9979ADAM

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Hon. Commissioner for Patents, Washington, D.C. 20231 on this 24th day of April, 2003.

By

(Signature of person mailing)

Patricia Botelho

(Typed or printed name of person)



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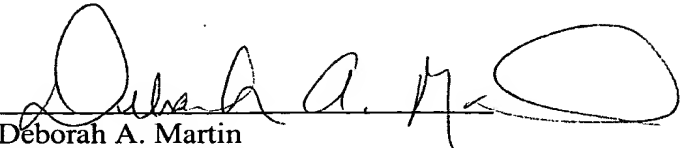
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